

Court No. - 87

Case :- APPLICATION U/S 482 No. - 39483 of 2023

Applicant :- Ravi Bhardwaj @ Mukul Bhardwaj

Opposite Party :- State Of U.P. And 2 Others

Counsel for Applicant :- Ranjeet Kumar Yadav, Mahendra Kumar

Counsel for Opposite Party :- G.A., Satyavrat Sahai, Sunil Dutt
Kautilya

Hon'ble Neeraj Tiwari, J.

1. Heard learned counsel for the applicant, learned AGA for the State and Sri S.D. Kautilya along with Sri Satyavrat Sahai, learned counsel for opposite party Nos. 2 & 3.

2. This application under Section 482 Cr.P.C. has been filed for quashing the order dated 08.09.2023 passed by Principal Judge, Family Court, Muzaffar Nagar in Case No. 205 of 2022 (Smt. Paridhi and another Vs. Ravi Bhardwaj @ Mukul Bhardwaj), under Section 125 Cr.P.C..

3. After some argument, learned counsel for the applicant submitted that direction may be issued to trial Court to decide the aforesaid case at the earliest and further stay the arrears of interim maintenance.

4. Sri S.D. Kautilya, learned counsel for opposite party Nos. 2 & 3 submitted that he has no objection to the prayer made by learned counsel for applicant, but submitted that a direction may be issued to the applicant to pay the amount as directed by the trial Court vide order dated 08.09.2023.

5. Considering the facts and circumstances of the case, this application is finally **disposed of** with direction to the trial court to decide the aforesaid Case No. 205 of 2022, under Section 125 Cr.P.C strictly in accordance with law, maximum within a period of three months from the date of production of certified copy of this order subject to payment of 50% of arrears of interim maintenance in terms of order dated 08.09.2023 within three weeks from today. Further, he shall also pay monthly payment in terms of order dated 08.09.2023 till the disposal of the case.

6. It is made clear that in case amount so mentioned herein-above

is not paid within the time given, this order would lost its effect and thereafter, Court may proceed against the applicant in accordance with law.

7. In case payment of 50% amount of arrears of interim maintenance and monthly payment are not paid by the applicant, Principal Judge, Family Court, Muzaffar Nagar shall release the same in favour of opposite party No. 2.

8. Rest of the arrears shall be subject to final disposal of case.

Order Date :- 9.11.2023

Sartaj